

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 848 of 1993

For Approval and Signature:

Hon'ble MR.JUSTICE H.K.RATHOD

=====

1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge? : NO

N K TRIVEDI

Versus

D.S.P. RAJKOT RURAL RAJKOT

Appearance:

MR AN PATEL for Petitioner
Ms. Manisha Lavkumar AGP for Respondent No. 1

CORAM : MR.JUSTICE H.K.RATHOD

Date of decision: 10/11/2000

ORAL JUDGEMENT

Learned advocate Mr. A.N. Patel has appeared
for the petitioner. Learned AGP Ms. Manisha Lavkumar
has appeared for the respondent authorities. This
petition was admitted by this court on 17th August, 1994
by issuing rule thereon.

Today, when the matter was taken up for hearing,
learned advocate Mr. Patel has submitted that the
representation dated 22nd November, 1992 (Annexure "C" to
the petition) made by the petitioner to the respondent
authorities has not been decided so far in respect of the

grievances against the gradation list prepared by the respondents. Learned advocate Mr. Patel has, therefore, submitted that the respondents are required to be given some directions to decide the said representation dated 22nd November, 1992 since the petitioner has already retired from service. Learned AGP Ms. Manisha Lavkumar has submitted that if such directions are issued to the respondent authorities to consider and decide the said representation, same shall definitely be considered and decided by the respondent authorities in accordance with law as directed by this Court within some reasonable period.

In light of these submissions of both the learned advocates, in the facts and circumstances of the case, it is directed to the respondent authorities to consider and decide the representation dated 22nd November, 1992 (Annexure "C" to the petition) within three months from the date of receipt of certified copy of this order in accordance with law and to communicate decision that may be taken on the said representation to the petitioner. The respondent authorities shall pass reasoned order on the representation of the petitioner dated 22nd November, 1992. Subject to these directions and without observing anything on the merits of this matter, this petition is disposed of with a liberty to the petitioner to challenge the order that may be passed on the said representation before the appropriate forum in accordance with law, if it is adverse to the petitioner. Rule is discharged. There shall be no order as to costs.

10.11.2000. (H.K. Rathod, J.)

Vyas